IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

FRIDAY, THE 16TH NOVEMBER 2007 / 25TH KARTHIKA 1929

WP(C).No. 28448 of 2007(J)

PETITIONERS:

---

1. KALIKAVU GRAMA PANCHAYAT (SPECIAL GRADE) KALIKAVU P.O., REPRESENTED BY THE SPECIAL GRADE SECRETARY, UNNIMOIDEEN, AGED 54 YEARS,S/O.MUHAMMED MELEPARIKAD HOUSE, NEDIYIRUPPU VILLAGE, NEDIYIRUPPU P.O., ERNAD TALUK, PIN-673 638, MALAPPURAM DISTRICT.

2. KUNHIMUHAMMED K., PRESIDENT, KALIKAVU GRAMA PANCHAYAT(SPL.GRADE), KALIKAVU P.O., MALAPPURAM DISTRICT.

BY ADV. SRI.K.A.JALEEL
SRI.N.K.POULOSEKUTTY

RESPONDENTS:

---

1. GAFOOR PALOTTIL, PALOTTIL HOUSE, KALIKAVU P.O.,MALAPPURAM DISTRICT.

2. THE HON'BLE OMBUDSMAN FOR LOCAL SELF GOVERNMENT INSTITUTIONS, THIRUVANANTHAPURAM, REPRESENTED BY ITS SECRETARY.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 16/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C. KURIAKOSE, J.

W.P.(C). NO. 28448 OF 2007

Dated this the 16th day of November, 2007

J U D G M E N T

Respondent No.1 has already been served with notice. Service is complete.

Even though the party respondent was expected to contest this writ petition and support impugned order Ext.P7, he has not appeared before this court to resist the prayers in the writ petition. The main prayer is to quash Ext.P7 under which, the Ombudsman directed the Panchayat to recast the list of beneficiaries. The ground prominently raised by the petitioners is that even before the Ombudsman passed Ext.P7, the list had completely been operated and implemented as early as on 31.3.07.

This being the position, I dispose of the writ petition directing that the order of stay will be made absolute.

PIUS C. KURIAKOSE, JUDGE

vps